

for business on that day. The term "a day other than Sunday" as used herein shall mean any consecutive twenty-four hour period.

(e) The State's Attorney of Harford County may petition the circuit court to enjoin any violation of this section.

(f) Any person, firm, partnership, or corporation violating the provisions of this section is guilty of a misdemeanor, and upon conviction, is subject to the following penalties: a fine not to exceed \$10,000 or an order closing the business establishment up to ten business days, or both.

(g) In Harford County, notwithstanding any agreement to the contrary, no person may be required to open his place of business on Sunday.]

[534R-1.

(a) The provisions of this section apply to any retail establishment or wholesale establishment that operates in Harford County on any Sunday.

(b) As used in this section:

(1) A managerial employee is an employee who is not covered by a collective bargaining agreement and:

(i) Whose primary duties consist of the management of the enterprise in which he is employed or of a customarily recognized department or subdivision thereof; and

(ii) Who customarily and regularly directs the work of two or more other employees; and

(iii) Who either has the authority to hire or fire other employees or whose suggestions and recommendations as to the hiring and firing and as to the advancement and promotion or any other change of status of other employees will be given particular weight; and

(iv) Who customarily and regularly exercises discretionary powers.

(2) A professional employee is an employee whose primary duties consist of the performance of work requiring knowledge of an advanced type in a field of science or learning customarily acquired by a prolonged course of specialized intellectual instruction and study.

(c) (1) Except in cases of an emergency declared by the federal, State, or county government, every nonmanagerial or nonprofessional person employed in any retail or wholesale establishment may choose Sunday or his Sabbath as a day of rest